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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/788,663	02/27/2004	Rainer Gruening	136-36	3625
23869	7590	10/12/2006	EXAMINER	
HOFFMANN & BARON, LLP 6900 JERICHO TURNPIKE SYOSSET, NY 11791			CHONG, YONG SOO	
			ART UNIT	PAPER NUMBER
			1617	

DATE MAILED: 10/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

092906

DATE MAILED:

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Commissioner for Patents

The reply filed on 7/27/2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has elected Group II which is directed to methods of inhibiting the intrusion of micro-organisms into a body cavity filed on 5/5/2006 and also elected several species filed on 7/27/2006.

However, applicant has not made a proper species election for the single therapeutic agent. Election was made to an "antimicrobial" therapeutic agent, but the Examiner has clearly made aware that the election must be a species (claim 46) and not the subgenus (claim 32), for example ethyl alcohol. Therefore, Examiner again respectfully directs the Applicant to make an species election to the therapeutic agent from claim 46.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

SHENGJIAN WANG
PRIMARY EXAMINER